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**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP-29375-2022

Date of decision : 17.01.2023

Sunita

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Lakhwinder Singh Mann, Advocate for the petitioner.

Mr. Ferry Sofat, Addl. A.G. Punjab
for respondent Nos.1 to 4.

VIKAS BAHL, J. (ORAL)

This is a Civil Writ Petition filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing respondent No.2 to consider the representation dated 08.09.2022 (Annexure P-5), in which, the details in relation to non-discharge of work by respondent Nos.5 to 8 have been given.

Learned counsel for the petitioner has submitted that the petitioner has given representation dated 08.09.2022 (Annexure P-5), in which, she has detailed the fact that Sukhdev Singh, Panch has gone to Spain and had been living there for the last three years and Gurpreet Singh, Panch is involved in criminal case and has further submitted that as per Section 20 of the Punjab Panchayati Raj Act, 1994, the power is vested with

the Director to suspend or remove the Panch or Sarpanch after conducting the necessary inquiry.

Learned counsel for the petitioner has submitted that the petitioner would be satisfied at this stage in case, respondent no.2 looks into representation dated 08.09.2022 (Annexure P-5) and takes appropriate action in accordance with law.

Learned State counsel appearing on behalf of respondent Nos.1 to 4 has submitted that respondent No.2 would look into representation dated 08.09.2022 (Annexure P-5) in accordance with law and in case, any further action is required to be taken on the same, then the provision of Section 20 of the Punjab Panchayati Raj Act, 1994 and other provisions would be adhered to.

Keeping in view the abovesaid facts and circumstances, the present Civil Writ Petition is disposed of with the direction to respondent No.2 to look into representation dated 08.09.2022 (Annexure P-5) and in case, respondent No.2, after making such inquiry as he deems fit, comes to the conclusion that further action is required to be taken, then, the same shall be taken in accordance with the provisions of law. The said consideration be made by respondent No.2 as expeditiously as possible.

17.01.2023

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No